

Agency 84 - Department Of Environmental Quality

Statutory Authority:

The Department's statutory responsibilities are based on the Nebraska Environmental Protection Act as well as numerous other statutory programs.

Vision Statement:

The Nebraska Department of Environmental Quality's mission is the protection and improvement of Nebraska's air, land and water resources. This is accomplished through regulating potential sources of pollution, overseeing the investigation and cleanup of contaminated sites, monitoring the quality of Nebraska's natural resources, and providing environmental assistance in the form of grants, loans and advice to individuals and businesses on how to successfully comply with environmental regulations.

Mission Statement:

The mission of the Nebraska Department of Environmental Quality (NDEQ) is to fulfill the role described by the Nebraska Legislature in Section 81-1501:

To accomplish this mission, the Legislature granted the Department the authority to perform certain tasks such as issuing permits, inspecting facilities, assuring compliance with standards and regulations and to require remediation where necessary. These basic tasks are best accomplished by assembling an effective workforce which is organized and trained to carry out the agency's responsibilities. In situations where it is most effective and efficient the Department will collaborate with other entities, use private contractors, and utilize other creative approaches.

Goals:

The Department will pursue the following goals:

1. Effective workforce. The agency needs to structure and train its employees to be as effective and efficient as possible to offset declining resources.
2. Timely permitting process. Permit review and issuance needs to be streamlined and simplified to meet the needs of both the agency (effective workforce) and those in need of a permit.
3. Balanced enforcement. Enforcement means compliance with the law and a balanced approach between compliance assistance and traditional enforcement tools needs to be reached.
4. Simplify regulations. Persons and entities affected or protected by our regulations need to be able to understand the requirements with as little difficulty as possible.
5. Community presence and relations. NDEQ needs to be present in the community that it serves - Nebraska. The agency also must establish working relationships with the citizens and others that we affect.
6. "Back to the basics". We must become proficient at the fundamental things that the Legislature intended us to do - issue permits, inspect, assure compliance and require remediation where necessary.
7. Assistance. We need to assist those that we regulate so they can meet or exceed minimum standards. We must make such concepts as pollution prevention and compliance assistance a natural way of doing our job.

Financial Data:

	Actual FY06	Approp FY07	Request FY08	Recom FY08	Request FY09	Recom FY09
General Fund	3,193,203	6,393,492	8,011,214	8,087,355	8,032,288	8,203,558
Cash Fund	27,880,818	32,917,166	32,596,555	32,726,373	32,652,531	32,948,195
Federal Fund	28,438,433	35,647,694	30,039,396	30,173,857	29,283,925	29,573,156
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total Agency	59,512,454	74,958,352	70,647,165	70,987,585	69,968,744	70,724,909

Agency 84 - Department Of Environmental Quality

Program 513 - Environmental Quality

Program Objectives:

The Department is dedicated to its legislative purposes of ensuring and protecting the quality of the natural environment both today and for future generations.

Nebraska statutes direct the department to address contamination problems created in the past, assure that current activities are conducted in accordance with recognized principles of sound environmental management, and enhance the environment of the future by taking the opportunity for pollution prevention.

This program identifies funding necessary to accomplish our mission.

Financial Data:

	Actual FY06	Approp FY07	Request FY08	Recom FY08	Request FY09	Recom FY09
General Fund	3,190,054	6,393,492	8,011,214	8,087,355	8,032,288	8,203,558
Cash Fund	27,499,275	31,917,166	31,596,555	31,726,373	31,652,531	31,948,195
Federal Fund	15,584,887	15,507,694	16,399,396	16,533,857	15,643,925	15,933,156
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total	46,274,216	53,818,352	56,007,165	56,347,585	55,328,744	56,084,909

Performance Measures:

Description	FY06 Actual	FY07	FY08 Request	FY09 Request
NPDES Permits	198	200	200	200
NPDES Inspections	165	220	220	220
Groundwater	540	500	500	500
Livestock Permits	239	235	605	245
Livestock Inspections	950	940	935	925
%Ethanol Air Permits 180 Days	71%	90%	100%	100%
Valid Data 90% Air Monitors	75%	75%	75%	75%
Tank Investigations Initiated	170	170	150	125
Waste Reduction Grants	190	215	230	245
Landfill Inspections	98	100	100	100
Water 106				
NPDES Permits	198	200	200	200
Storm Water Authorizations	761	775	772	772
Storm Water Inspections	23	30	30	30
NPDES Inspections	165	220	220	220
Sites Sampled	366	350	350	350
Samples Analyzed	5920	5900	5900	5900
Fish Kills Investigated	20	20	20	20
Complaints Investigated	10	10	10	10
Integrated Waste				
Landfill Inspections	98	100	100	100

Agency 84 - Department Of Environmental Quality

Program 523 - Wastewater Loan Fund

Program Objectives:

The Nebraska Clean Water State Revolving Loan Fund (CWSRF) program provides low interest loans and small community matching grants to municipalities for construction of wastewater treatment facilities and sanitary sewer collection systems to alleviate public health and environmental problems. The loan principal repayments go into new loans and interest earnings on the Fund is used 1) to pay off the state match bond issues and 2) to make new loans.

Financial Data:

	Actual FY06	Approp FY07	Request FY08	Recom FY08	Request FY09	Recom FY09
General Fund	0	0	0	0	0	0
Cash Fund	381,543	1,000,000	1,000,000	1,000,000	1,000,000	1,000,000
Federal Fund	5,587,820	10,140,000	5,140,000	5,140,000	5,140,000	5,140,000
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total	5,969,363	11,140,000	6,140,000	6,140,000	6,140,000	6,140,000

Performance Measures:

The CWSRF program receives an annual federal EPA capitalization grant. A 20% state match, required to obtain the federal grant, is provided through Nebraska Investment Finance Authority (NIFA) bond issues. Federal capitalization funding is expected to continue at about \$3.5 million per year through 2012. This program has accumulated assets of over \$163 million. There are 132 loans outstanding with a loan balance of over \$123 million. The program also has \$38 million in loan commitments that have not been disbursed.

Description	FY06 Actual	FY07	FY08 Request	FY09 Request
Intended Use Plan	1	1	1	1
Annual Report	1	1	1	1
Audit	1	1	1	1
Loans Made	8	10	10	10
\$ Committed	38,000,000	15,000,000	15,000,000	15,000,000
STGs Made	3	5	5	5
Planning Grants	0	10	10	10

Agency 84 - Department Of Environmental Quality

Program 528 - Drinking Water Loan Fund

Program Objectives:

The Nebraska Drinking Water State Revolving Fund (DWSRF) program is jointly administered by agreement between the NDEQ and the Nebraska Department of Health and Human Services Regulation and Licensure (DHHSR&L). The program provides low interest loans and loan forgiveness to owners of public water supply systems for construction or storage, wells, distribution, and treatment.

Financial Data:

	Actual FY06	Approp FY07	Request FY08	Recom FY08	Request FY09	Recom FY09
General Fund	0	0	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	7,265,726	10,000,000	8,500,000	8,500,000	8,500,000	8,500,000
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total	7,265,726	10,000,000	8,500,000	8,500,000	8,500,000	8,500,000

Performance Measures:

The DWSRF is similar to the Clean Water State Revolving Fund (CWSRF) in that both receive annual federal capitalization grants and obtain the required 20% state match through Nebraska Investment Finance Authority (NIFA) revenue bonds, give low interest loans, pay off bonds with interest earnings on loans and will be self-sustaining. The DWSRF is unique in that loans may be awarded to privately owned public water systems. Other program differences include the availability of 30% loan forgiveness, and set-asides for program administration, technical assistance, wellhead protection, capacity development, and operator certification. Federal capitalization funding is expected to continue at about \$8.5 million per year through 2018. This program has accumulated assets of about \$76 million. There are 86 loans outstanding with a loan balance of over \$67 million. The program also has \$7.9 million in loan commitments that have not been disbursed.

Description	FY06 Actual	FY07	FY08 Request	FY09 Request
Intended Use Plan	1	1	1	1
Annual Report	1	1	1	1
Audit	1	1	1	1
Loans Made	8	10	10	10
\$ Committed	4,800,000	12,000,000	12,000,000	12,000,000
Loan Forgiveness	2	3	3	3

Agency 84 - Department Of Environmental Quality

Program 585 - Low Level Waste Disposal Act

Program Objectives:

On August 17, 2004, Federal Judge Richard Kopf signed a consent judgment settling the bad faith claims filed against the State of Nebraska in December 1998 by the Central Interstate Compact Commission. The original case was filed as a result of the State's decision to deny an application for a low-level radioactive waste (LLRW) disposal facility in north-central Nebraska.

Financial Data:

	Actual FY06	Approp FY07	Request FY08	Recom FY08	Request FY09	Recom FY09
General Fund	3,149	0	0	0	0	0
Cash Fund	0	0	0	0	0	0
Federal Fund	0	0	0	0	0	0
Revolving Fund	0	0	0	0	0	0
Other Fund	0	0	0	0	0	0
Total	3,149	0	0	0	0	0

Performance Measures: